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- and -

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and ERP Compliant Fuels, LLC*

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

In re:

PATRIOT COAL CORPORATION, *et al.*,

*Debtors.*

Chapter 11

Case No. 15-32450 (KLP)

Jointly Administered

BLACK DIAMOND COMMERCIAL FINANCE,  
LLC,

*Plaintiff,*

-against-

VIRGINIA CONSERVATION LEGACY FUND,  
INC. and ERP COMPLIANT FUELS, LLC,

*Defendants.*

Adv. Proc. No. 16-03105  
(KLP)

VIRGINIA CONSERVATION LEGACY FUND,  
INC. and ERP COMPLIANT FUELS, LLC,

*Counterclaim-Plaintiffs,*

-against-

BLACK DIAMOND COMMERCIAL FINANCE,  
LLC,

*Counterclaim-Defendant.*

**VCLF'S OBJECTIONS TO THE TRIAL EXHIBITS OF  
BLACK DIAMOND COMMERCIAL FINANCE, LLC**

Pursuant to Rule 26(a)(3)(B) of the Federal Rules of Civil Procedure (as made applicable herein by Rule 7026 of the Federal Rules of Bankruptcy Procedure), and in accordance with paragraph 4 of the *Final Pretrial Conference Order* (ECF Doc. No. 258) Virginia Conservation Legacy Fund, Inc. and ERP Compliant Fuels, LLC (collectively, “VCLF”) herewith submit their objections, together with the grounds thereof, to the proposed exhibits identified by Black Diamond Commercial Finance, LLC (“Black Diamond”) on its trial exhibits list (ECF Doc. No. 272).

Pursuant to Federal Rule of Civil Procedure 26(a)(3)(B), VCLF reserves its objections to Black Diamond’s proposed trial exhibits under Federal Rule of Evidence 402 or 402, all of which are expressly preserved.

<b>Exhibit No.</b>	<b>Description</b>	<b>VCLF's Objections Other than FRE 402 or 403 (Yes/No)</b>	<b>BegBates and EndBates</b>
1	Draft Valuation of Patriot Coal Services LLC Black Lung Liabilities as of December 31, 2013, dated January 17, 2014	No	BDCF-00007688 - BDCF-00007751
2	Oliver Wyman, Actuarial Evaluation of Workers'	No	BDCF-00007341 - BDCF-00007532

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
	Compensation Liability as of September 30, 2013, December 19, 2013 and December 31, 2013 for Midwest - Patriot Coal, dated January 30, 2014		
3	Oliver Wyman, Actuarial Evaluation of Workers' Compensation Liability as of September 30, 2013, December 18, 2013 and December 31, 2013 for West Virginia - Patriot Coal, dated January 30, 2014	No	BDCF-00007873 - BDCF-00008166
4	10/23/2015 Email from P. Potter to T. Clarke and others	No	VCLF-00183073 - VCLF-00183075
5	Oliver Wyman, Actuarial Evaluation of Workers' Compensation Liability as of September 30, 2014 and December 31, 2014 for Midwest - Patriot Coal, dated January 20, 2015	No	BDCF-00000038 - BDCF-00000225
6	Oliver Wyman, Actuarial Evaluation of Workers' Compensation Liability as of September 30, 2014 and December 31, 2014 for West Virginia - Patriot Coal, dated January 20, 2015	No	BDCF-00000226 - BDCF-00000517
7	Draft Valuation of Patriot Coal Services LLC Black Lung Liabilities as of December 31, 2014, dated February 5, 2015	No	BDCF-00000520 - BDCF-00000608
8	6/10/2015 Teneo Engagement Letter	No	VCLF-00023305 - VCLF-00023313
9	6/28/2015 Dial-in appointment	No	VCLF-00172923
10	7/24/2015 Dial-in appointment	No	VCLF-00173077
11	8/4/2015 Email from B. Murphy to T. Clarke and others	No	VCLF-00173115 - VCLF-00173116 VCLF-00126727 - VCLF-00126734

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
12	8/6/2015 Email from T. Clarke to J. McCoy and others	No	VCLF-00027564 - VCLF-00027568
13	8/6/2015 Email from J. McCoy to M. Johnson re: Fwd: Proposed Terms of ERP Compliant Fuels, LLC Membership and Operating Agreement 8-6-2015	No	
14	8/14/2015 Email from B. Murphy to T. Clarke	No	VCLF-00173139 - VCLF-00173142
15	Asset Purchase Agreement, dated August 16, 2015	No	
16	8/24/2015 Email from B. Murphy to P. Laud	No	TEN0013126 - TEN0013130
17	ERP Compliant Fuels, LLC presentation, dated August 27, 2015	No	BDCF-00025931 - BDCF-00025952
18	9/10/2015 Email from R. Kwasteneit to P. Potter	No	PWSP-00018388 - PSWP-00018389
19	9/12/2015 Email from R. Dombrowski to T. Clarke	Yes: hearsay	PWSP-00018685 - PWSP-00018686
20	9/15/2015 Email from J. McCoy to M. Johnson re: Proposed Terms of ERP Compliant Fuels, LLC Membership and Operating Agreement 8-6-2015	No	
21	9/15/2015 Email from J. McCoy to T. Darden re: Fwd: ERP Compliant Fuels Org Chart 091415	No	
22	9/16/2015 Email from R. Dombrowski to T. Clarke	Yes: hearsay	PWSP-00022778
23	9/16/2015 Email from R. Dombrowski to T. Clarke	Yes: hearsay	PWSP-00023152
24	9/17/2015 Email from R. Dombrowski to P. Potter	Yes: hearsay	PWSP-00023170 - PWSP-00023172
25	9/17/2015 Email from R. Dombrowski to T. Clarke	Yes: hearsay	PWSP-00023175
26	9/18/2015 Email from J. McCoy to T. Darden	No	IM-00016827 - IM-00016828

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
27	9/19/2015 Email from J. McCoy to T. Darden	No	IM-00016845 - IM-00016857
28	9/18/2015 Email from R. Kwasteneit to P. Potter	Yes: hearsay	PWSP-00023188 - PWSP-00023191
29	9/18/2015 Email from J. McCoy to C. Worcester and Guy re: new US coal opportunity	No	
30	9/18/2015 Email from J. McCoy to R. McCormick re: TN Met Coal Project	No	(IM0202)
31	9/18/2015 Email from J. McCoy to A. Qalbani re: patriot deal	No	(IM0203)
32	9/19/2015 Email from P. Potter to S. Levine	Yes: hearsay	PWSP-00024359 - PWSP-00024361
33	9/20/2015 Email from R. Ehrlich to S. Deckoff and others	No	BDCF-00018511
34	9/20/2015 Email from R. Ehrlich to T. Clarke	No	BDCF-00018548 - BDCF-00018559
35	9/20/2015 Email from R. Lattouf to R. Ehrlich	No	BDCF-00018560
36	9/20/2015 Draft Commitment Letter	No	BDCF-00020504 - BDCF-00020508
37	9/20/2015 Email from R. Ehrlich to R. Silverman and others	No	BDCF-00082485
38	9/20/2015 Email from A. Harris to P. Potter	No	SRZ-00000034
39	9/20/2015 Email from B. Murphy to K. Miller	No	TEN0019455 - TEN0019456
40	Commitment Letter	No	BDCF-00028157 - BDCF-00028166
41	Motion for an Order, Pursuant to Rule 9019 of the Federal Rules of Bankruptcy Procedure and Section 105(A) of the Bankruptcy Code, Approving Settlement Agreement by and Between Old Republic Insurance Company and the	No	

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
	Debtors, <i>In re Patriot Coal Corp.</i> , Case No. 15-32450 (Dkt. No. 1350)		
42	9/21/2015 Email from J. McCoy to M. Johnson re: Tuesday	No	
43	9/22/2015 Email from R. Lattouf to R. Lattouf	No	BDCF-00020511 - BDCF-00020514
44	9/22/2015 Email from R. Lattouf to R. Lattouf	No	BDCF-00020515 - BDCF-00020592
45	9/22/2015 Email from J. McCoy to F. Wendt re: VCLF Patriot Update 9/21/2015	No	
46	9/22/2015 Email from J. McCoy to T. Darden re: VCLF Patriot Update 9/21/2015	No	
47	9/23/2015 Email from J. McCoy to S. Humphrey re: VCLF Patriot Update 9-21-2015	No	
48	9/25/2015 Email from J. McCoy to T. Darden re: Fwd: Patriot - ERP Business Plan - DRAFT FOR REVIEW	No	
49	9/26/2015 Email from P. Potter to A. Harris	No	SRZ-00000074 - SRZ-00000075
50	9/30/2015 Email from J. McCoy to V. Mutolo, K. Miller re: Fwd: Patriot - ERP Business Plan - DRAFT FOR REVIEW	No	(IM0342)
51	9/30/2015 Email from J. McCoy to K. Miller re: Patriot - ERP Business Plan - DRAFT FOR REVIEW	No	
52	10/2/2015 Email from J. McCoy to D. Williams re: Patriot Trial	No	
53	10/7/2015 Email from T. Clarke to R. Ehrlich	No	BDCF-00041379 - BDCF-00041380
54	10/7/2015 Email from A. Troop to T. Clarke	No	TEN043407
55	10/9/2015 Email from S. Deckoff to R. Ehrlich	No	BDCF-00043975 - BDCF-00043976

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
56	10/9/2015 Email from S. Deckoff to K. McCoy	No	BDCF-00043994 - BDCF-00043995
57	12/09/2015 Email from M. Collins to B. Murphy and others	No	VCLF-00013925 - VCLF-00013940
58	10/10/2015 Email from J. Weiss to S. Deckoff	Yes: hearsay, improper lay opinion	BDCF-00044096 - BDCF-00044101
59	10/10/2015 Email from S. Deckoff to K. McCoy	No	VCLF-00020195
60	10/11/2015 Email from B. Bennett to T. Clarke and others	Yes: hearsay	KE_BD_0002557
61	Draft Amended and Restated Asset Purchase Agreement, dated 10/13/2015	No	BDCF-00078414 - BDCF-00078500
62	10/13/2015 Email from P. Potter to T. Clarke	No	VCLF-00174166 - VCLF-00174167
63	10/13/2015 Email from T. Clarke to P. Potter	No	VCLF-00174172 - VCLF-00174173
64	10/13/2015 Email from T. Clarke to A. Troop	No	VCLF-00174183 - VCLF-00174186
65	Order Approving Settlement Agreement By and Between Old Republic Insurance Company and the Debtors, <i>In re Patriot Coal Corp.</i> Case No. 15-32450 (Dkt. No. 1640)	No	
66	10/14/2015 McCoy Text messages report	No	(excerpt of VCLF-00123846)
67	10/14/2015 Email from J. McCoy to R. Newton	No	IM-00018626 - IM-00018637
68	10/14/2015 Email from J. McCoy to G. Chamblee re: Revised Federal 13 Week Cash Plan 10-11-2015	No	
69	10/15/2015 Email from J. McCoy to M. Loreman re: Non-binding proposal to provide marketing services and inventory/receivables financing	No	(IM0548)

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
70	10/15/2015 Email from J. Weiss to R. Lattouf, R. Ehrlich	Yes: hearsay, improper lay opinion	BDCF-00046827 - BDCF-00046829
71	10/15/2015 Email from R. Dombrowski to P. Potter	Yes: hearsay	KE_BD_0002522 - KE_BD_0002523
72	10/15/2015 Email from F. Kwok to M. Mueller	No	PWSP-00056197
73	10/15/2015 Email from P. Potter to T. Clarke and others	No	VCLF-00174775 - VCLF-00176776
74	10/15/2015 Email from D. Baxter to T. Clarke	No	VCLF-00174798 - VCLF-00174800
75	10/15/2015 Email from T. Clarke to P. Potter	No	VCLF-00175456 - VCLF-00175457
76	10/15/2015 Email from M. Loreman to J. McCoy re: Non-binding proposal to provide marketing services and inventory/receivables financing	No	(IM0546)
77	Draft Amended and Restated Asset Purchase Agreement, dated 10/16/2015	No	BDCF-00050049 - BDCF-00050123
78	10/16/2015 Email from T. Clarke to P. Potter	No	SRZ-00004236 - SRZ-00004240
79	10/16/2015 Email from T. Clarke to P. Potter	No	VCLF-00175529 - VCLF-00175531
80	10/16/2015 Email from K. McCoy to P. Potter	No	VCLF-00175574 - VCLF-00175575
81	Draft Amended and Restated Asset Purchase Agreement, dated 10/19/2015	No	BDCF-00054055 - BDCF-00054131
82	10/19/2015 Email from B. Murphy to R. Lattouf	Yes: hearsay	BDCF-00054652 - BDCF-00054653
83	10/19/2015 Email from B. Murphy to K. McCoy	Yes: hearsay	TEN0032007 - TEN0032013
84	10/19/2015 Email from J. McCoy to K. McCoy and others	No	VCLF-00076894 - VCLF-00076898

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
85	10/19/2015 Email from M. Loreman to J. McCoy re: Non-binding proposal to provide marketing services and inventory/receivables financing	No	
86	10/19/2015 Email from J. McCoy to D. Turner re: mining complex org chart	No	
87	10/19/2015 Email from J. McCoy to K. McCoy, T. Clarke re: Non-binding proposal to provide marketing services and inventory/receivables financing	No	(IM0628)
88	Draft Amended and Restated Asset Purchase Agreement, dated 10/20/2015	No	BDCF-00062842 - BDCF-00062916
89	Draft Amended and Restated Asset Purchase Agreement, dated 10/20/2015	No	BDCF-00066943 - BDCF-00067019
90	10/23/2015 Email from R. Ehrlich to H. Gravenhorst	No	BDCF-00082513 - BDCF-00082515
91	10/20/2015 Email from P. Potter to R. Kwasteneit	No	IM-00011856 - IM-00011857
92	10/20/2015 Email from R. Dombrowski to P. Potter	Yes: hearsay	PWSP-00062344 - PWSP-00062368
93	10/20/2015 Email from Z. Messenger to R. Ehrlich	Yes: hearsay	TEN0028572 - TEN0028573
94	10/20/2015 Email from Z. Messenger to B. Murphy	Yes: hearsay	TEN0032393
95	10/20/2015 Appointment re: Patriot/VCLF: A&R Asset Purchase Agreement	No	VCLF-00177668
96	10/21/2015 Email from A. Harris to P. Potter	No	BDCF-00066686 - BDCF-00066691
97	10/21/2015 Email from P. Potter to D. Baxter and others	No	PWSP-00063467 - PWSP-00063472
98	10/21/2015 Email from A. Harris to P. Potter	No	PWSP-00065859 - PWSP-00065862

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99	10/21/2015 Email from A. Harris to D. Baxter, E. Monahan	No	SRZ-00011141 - SRZ-00011145
100	10/21/2015 Email from B. Murphy to R. Ehrlich	No	TEN0028618 - TEN0028620
101	10/22/2015 Email from B. Murphy to R. Lattouf	No	BDCF-00076221 - BDCF-00076224
102	10/22/2015 Email from B. Murphy to J. Kucish and others	Yes: hearsay	TEN0028675 - TEN0028681
103	10/22/2015 Email from B. Murphy to T. Clarke	No	TEN0028715
104	10/22/2015 Email from Z. Messenger to B. Murphy	No	TEN0032566 - TEN0032567
105	10/22/2015 Email from Z. Messenger to B. Murphy	No	TEN0032568 - TEN0032569
106	10/22/2015 Email from P. Potter to C. Mirick and others	No	VCLF-00182731 - VCLF-00182732
107	10/22/2015 Email from P. Potter to T. Clarke	No	VCLF-00182833 - VCLF-00182835
108	10/22/2015 Email from B. Murphy to T. Clarke	No	VCLF-00182954
109	10/23/2015 Email from T. Clarke to R. Ehrlich	No	BDCF-00076276 - BDCF-00076278
110	10/23/2015 Email from T. Clarke to J. Fontana, R. Ehrlich and others	No	BDCF-00076285 - BDCF-00076287
111	10/23/2015 Email from H. Gravenhorst to T. Clarke	No	BDCF-00076338 - BDCF-00076340
112	10/23/2015 Email from D. Baxter to M. Collins and others	No	BDCF-00076344 - BDCF-00076345
113	10/23/2015 Email from H. Gravenhorst to T. Clarke	No	BDCF-00076458 - BDCF-00076460
114	10/23/2015 Email from B. Murphy to P. Potter and others	Yes: hearsay	BDCF-00076464 - BDCF-00076467
115	10/23/2015 Email from H. Gravenhorst to T. Clarke	No	BDCF-00076502 - BDCF-00076504
116	10/23/2015 Email from H. Gravenhorst to T. Clarke	No	BDCF-00076508 - BDCF-00076510

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117	10/23/2015 Email from H. Gravenhorst to T. Clarke	No	BDCF-00076511 - BDCF-00076513
118	10/23/2015 Email from R. Lattouf to Z. Messenger	No	BDCF-00076597 - BDCF-00076598
119	10/23/2015 Email from R. Ehrlich to H. Gravenhorst	No	BDCF-00082510 - BDCF-00082512
120	10/23/2015 Email from R. Ehrlich to H. Gravenhorst	No	BDCF-00082516 - BDCF-00082518
121	10/23/2015 Email from R. Ehrlich to H. Gravenhorst	No	BDCF-00082519 - BDCF-00082521
122	10/23/2015 Email from R. Ehrlich to H. Gravenhorst	No	BDCF-00082522 - BDCF-00082524
123	10/23/2015 Email from R. Ehrlich to H. Gravenhorst	No	BDCF-00082525 - BDCF-00082528
124	10/23/2015 Email from P. Potter to R. Kwasteneit	No	KE_BD_0002431
125	10/23/2015 Email from T. Clarke to J. Fontana and others	No	TEN0028733 - TEN0028737
126	10/23/2015 Email from J. McCoy to M. Loreman	No	TEN0032586
127	10/23/2015 Email from Z. Messenger to B. Murphy	Yes: hearsay	TEN0032589
128	10/23/2015 Email from Z. Messenger to B. Murphy	Yes: hearsay	TEN0032594 - TEN0032595
129	10/23/2015 Email from M. Madden to B. Murphy	No	TEN0032607 - TEN0032608
130	10/23/2015 Email from J. DeKoe to B. Murphy	Yes: hearsay	TEN0032635
131	10/23/2015 Email from Z. Messenger to T. Clarke	Yes: hearsay	VCLF-00086293 - VCLF-00086294
132	10/23/2015 Email from Z. Messenger to T. Clarke	Yes: hearsay	VCLF-00086685 - VCLF-00086686
133	10/23/2015 Email from T. Clarke to K. McCoy and others	No	VCLF-00087583 - VCLF-00087584
134	10/23/2015 Email from K. McCoy to J. McCoy	No	VCLF-00087672 - VCLF-00087673

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
135	10/23/2015 Email from T. Clarke to P. Potter and others	No	VCLF-00087800 - VCLF-00087801
136	10/23/2015 Email from B. Murphy to P. Potter and others	No	VCLF-00087804 - VCLF-00087807
137	10/23/2015 Email from M. Loreman to M. Collins	No	VCLF-00088150
138	10/23/2015 Email from T. Clarke to P. Potter	No	VCLF-00182964 - VCLF-00182966
139	10/23/2015 Dial-in appointment	No	VCLF-00183016
140	10/23/2015 Email from P. Potter to T. Clarke and others	No	VCLF-00183080 - VCLF-00183082
141	10/23/2015 Email from K. McCoy to P. Potter	No	VCLF-00183194
142	10/23/2015 Email from P. Potter to K. McCoy	No	VCLF-00183195
143	10/23/2015 Email from K. McCoy to P. Potter	No	VCLF-00183196
144	10/23/2015 Email from M. Collins to J. McCoy re: Message from Tom	No	(IM0691)
145	10/23/2015 Email from M. Loreman to J. McCoy re: call	No	
146	10/23/2015 Email from J. McCoy to S. Mundra, G. Chandak re: Non-binding proposal to provide marketing services and inventory/receivables financing	No	
147	10/23/2015 Email from A. Rosen to S. Levine, G. Crandall re: Patriot - confidential privileged work product	No	
148	10/23/2015 Email from R. Ehrlich to H. Gravenhorst re: FW: Summary of ERP Facilities	No	
149	10/23/2015 Email from R. Ehrlich to H. Gravenhorst re: Summary of ERP Facilities	No	

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
150	10/23/2015 Email from H. Gravenhorst to T. Clarke re: Summary of ERP Facilities	No	BDCF-00076338 - BDCF-00076340
151	10/23/2015 Email from M. Loreman to J. McCoy re: Fw: call	No	
152	10/23/2015 Email from J. McCoy to M. Collins re: Message from Tom	No	
153	10/23/2015 Email from J. McCoy to V. Mutolo re: United	No	
154	10/23/2015 Email from R. Ehrlich to H. Gravenhorst re: Summary of ERP Facilities	No	
155	10/23/2015 Email from J. McCoy to S. Mundra, G. Chandak re: Non-binding proposal to provide marketing services and inventory/receivables financing	No	(IM0707)
156	10/23/2015 Email from M. Loreman to J. McCoy re: Fw: call	No	(IM0699)
157	10/24/2015 Email from S. Deckoff to R. Ehrlich	No	BDCF-00077192
158	10/24/2015 Email from R. Ehrlich to T. Clarke	No	BDCF-00077196
159	10/24/2015 Email from S. Deckoff to M. Moreno	No	BDCF-00082156
160	10/24/2015 Email from B. Murphy to S. Bremer	Yes: hearsay	CENTERVIEW_BD_0001662
161	10/24/2015 Email from S. Bremer to B. Murphy	Yes: hearsay	CENTERVIEW_BD_0001664
162	10/24/2015 Email from T. Clarke to K. McCoy	No	TEN0032667 - TEN0032670
163	10/24/2015 Email from B. Bennett to B. Murphy	Yes: hearsay	TEN0032673 - TEN0032674
164	10/24/2015 Email from B. Bennett to B. Murphy	Yes: hearsay	VCLF-00088306 - VCLF-00088307
165	10/24/2015 Email from R. Ehrlich to T. Clarke	No	VCLF-00088391

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
166	10/24/2015 Email from R. Ehrlich to T. Clarke	No	VCLF-00088393
167	10/24/2015 Email from B. Murphy to Patriot Coal and others	Yes: hearsay	VCLF-00173673
168	10/24/2015 Email from B. Murphy to T. Clarke	Yes: hearsay	VCLF-00174043 - VCLF-00174045
169	10/24/2015 Email from K. McCoy to P. Potter and others	No	VCLF-00183280 - VCLF-00183283
170	10/24/2015 Email from B. Murphy to K. McCoy and others	Yes: hearsay	VCLF-00183302 - VCLF-00183307
171	10/24/2015 Email from B. Murphy to D. Baxter and others	Yes: hearsay	VCLF-00183335 - VCLF-00183341
172	10/24/2015 Email from A. Troop to T. Clarke	Yes: hearsay	VCLF-00183378 - VCLF-00183385
173	10/24/2015 Email from D. Baxter to T. Clarke	Yes: hearsay	VCLF-00183386 - VCLF-00183393
174	10/24/2015 Email from B. Murphy to A. Troop and others	Yes: hearsay	VCLF-00183409 - VCLF-00183410
175	10/24/2015 Email from P. Potter to A. Troop and others	Yes: hearsay	VCLF-00183413 - VCLF-00183414
176	10/24/2015 Email from T. Clarke to P. Potter	No	VCLF-00183565 - VCLF-00183568
177	10/24/2015 Email from S. Bremer to B. Murphy	Yes: hearsay	CENTERVIEW_B D_0001664
178	10/25/2015 Email from R. Ehrlich to S. Deckoff	No	BDCF-00077216 - BDCF-00077218
179	10/25/2015 Email from A. Harris to P. Potter	No	BDCF-00077252 - BDCF-00077253
180	10/25/2015 Email from P. Potter to A. Harris	No	BDCF-00077254 - BDCF-00077263
181	10/25/2015 Email from A. Harris to P. Potter	No	BDCF-00077290 - BDCF-00077293
182	10/29/2015 Email from P. Potter to A. Harris	No	BDCF-00077403 - BDCF-00077404
183	10/24/2015 Email from P. Keary to B. Murphy	No	TEN0032686

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
184	10/25/2015 Investment Memorandum from G. Chandak to ERP Complaint Fuels, LLC	No	VCLF-00090077
185	10/25/2015 Investment Memorandum from G. Chandak to ERP Complaint Fuels, LLC	No	VCLF-00154825
186	10/24/2015 Email from P. Potter to T. Clarke and others	No	VCLF-00183514 - VCLF-00183518
187	10/25/2015 Email from P. Potter to T. Clarke	No	VCLF-00183526 - VCLF-00183527
188	10/25/2015 Email from T. Clarke to P. Potter	No	VCLF-00183538 - VCLF-00183540
189	10/25/2015 Email from P. Potter to T. Clarke	No	VCLF-00183544 - VCLF-00183546
190	10/25/2015 Email from P. Potter to T. Clarke	No	VCLF-00183547 - VCLF-00183549
191	10/25/2015 Email from P. Potter to T. Clarke	No	VCLF-00183554 - VCLF-00183556
192	10/25/2015 Email from T. Clarke to P. Potter	No	VCLF-00183573 - VCLF-00183574
193	10/25/2015 Email from P. Potter to T. Clarke	No	VCLF-00183615 - VCLF-00183620
194	10/25/2015 Email from T. Clarke to P. Potter	No	VCLF-00183651 - VCLF-00183657
195	10/25/2015 Email from W. Sullivan to A. Troop	No	VCLF-00183705 - VCLF-00183707
196	10/25/2015 Email from P. Potter to A. Troop and others	No	VCLF-00183759 - VCLF-00183760
197	10/25/2015 Email from C. Mirick to P. Potter and others	No	VCLF-00183777 - VCLF-00183778
198	10/25/2015 Email from P. Potter to C. Mirick, D. Baxter	No	VCLF-00183900 - VCLF-00183904
199	10/25/2015 Email from P. Potter to T. Clarke, K. McCoy	No	VCLF-00183962 - VCLF-00183963
200	10/26/2015 Email from T. Clarke to G. Chandak	No	IM-00029415 - IM-00029433
201	10/26/2015 Email from D. Baxter to S. Levine and others	No	PWSP-00075733 - PWSP-00075735

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
202	10/26/2015 Email from T. Clarke to _Print Box	No	VCLF-00090663 - VCLF-00090702
203	10/26/2015 Email from J. McCoy to M. Collins	No	VCLF-00090777 - VCLF-00090778
204	10/26/2015 Email from M. Collins to K. McCoy and others	No	VCLF-00090780 - VCLF-00090820
205	10/26/2015 Email from S. Levine to B. Murphy and others	Yes: hearsay	VCLF-00092244 - VCLF-00092246
206	10/26/2015 Email from P. Potter to C. Mirick and others	No	VCLF-00185523 - VCLF-00185526
207	10/26/2015 Email from T. Clarke to J. McCoy	No	VCLF-00187508
208	10/26/2015 Email from B. Murphy to D. Baxter	Yes: hearsay	VCLF-00187568 - VCLF-00187571
209	10/26/2015 Email from J. McCoy to sm@mundraholdings.com re: Fwd: Chandak Agreement	No	
210	10/26/2015 Email from G. Chandak to S. Mundra re: Fwd: Chandak Agreement	No	
211	10/25/2015 Email from J. McCoy to G. Chandak and others re: Fwd: Patriot/VCLF: Structure Chart	No	
212	10/26/2015 Email from J. McCoy to G. Woodruff and others re: Fwd: 2.5MM each guarantee	No	
213	10/26/2015 Email from J. McCoy to G. Woodruff and others re: Fwd: 2.5MM each guarantee	No	
214	10/27/2015 Email from P. Potter to R. Kwasteneit	No	KE_BD_0002354 - KE_BD_0002355
215	Promissory Note, Earnout Agreement and Security Agreement	No	KE_BD_0007124 - KE_BD_0007143
216	10/27/2015 Email from B. Murphy to M. Madden and others	Yes: hearsay	TEN0032929

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
217	10/27/2015 Equity Investment Term Sheet	No	TEN0048605 - TEN0048608
218	10/27/2015 Assignment and Assumption Agreement	No	VCLF-00010900 - VCLF-00010910
219	10/27/2015 Email from B. Murphy to J. McCoy and others	No	VCLF-00097678
220	Final Amended and Restated Asset Purchase Agreement, dated October 27, 2015	No	VCLF-00102359 - VCLF-00102919
221	10/27/2015 Equity Investment Term Sheet	No	VCLF-00160295 - VCLF-00160299
222	10/27/2015 Email from J. McCoy to T. Clarke	No	VCLF-00188715 - VCLF-00188721
223	10/27/2015 Email from B. Murphy to M. McCoy, T. Clarke	No	VCLF-00188734 - VCLF-00188738
224	10/27/2015 Email from J. McCoy to C. DeGiacinto re: patriot	No	
225	10/27/2015 Email from M. Collins to G. Chandak re: ERP Federal Mining Complex, LLC Wire Instructions	No	
226	10/27/2015 Email from K. Miller to J. McCoy re: united	Yes: hearsay	
227	10/27/2015 Email from J. McCoy to C. DeGiacinto re: we closed	No	
228	10/28/2015 Email from A. Harris to P. Potter	No	BDCF-00077396
229	10/28/2015 Email from B. Murphy to P. Potter and others	Yes: hearsay	PWSP-00087889 - PWSP-00087891
230	10/29/2015 Email from P. Potter to A. Harris	No	BDCF-00077405 - BDCF-00077406
231	10/29/2015 - Email from P. Potter to A. Harris	No	PWSP-00089770
232	10/29/2015 Email from P. Potter to A. Harris	No	SRZ-00018794 - SRZ-00018795
233	10/30/2015 Email from Z. Messenger to B. Murphy	Yes: hearsay	TEN0033054

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
234	10/30/2015 Email from Z. Messenger to B. Murphy	Yes: hearsay	TEN0033072
235	10/30/2015 Email from Z. Messenger to B. Murphy	Yes: hearsay	TEN0033073 - TEN0033074
236	11/01/2015 Email from M. Loreman to T. Clarke	No	VCLF-00104252
237	11/03/2015 Email from M. Collins to K. McCoy and others	No	VCLF-00009001 - VCLF-00009006
238	11/03/2015 Email from T. Clarke to M. Loreman	No	VCLF-00009086
239	11/05/2015 Email from B. Murphy to A. Zweig	No	TEN0034521 - TEN0034522
240	11/9/2015 Email from R. Lattouf to R. Ehrlich	No	BDCF-00077418
241	9/11/2015 Email from B. Murphy to R. Ehrlich	No	TEN0018387 - TEN0018410
242	11/19/2015 Hitachi Proposal	No	VCLF-00013234 - VCLF-00013237
243	11/20/2015 Letter from T. Clarke to B. Murphy	No	VCLF-00013214
244	12/14/2015 North Mill Capital LLC Proposal	No	VCLF-00014057 - VCLF-00014059
245	Oliver Wyman, Actuarial Evaluation of Workers' Compensation Liability as of September 30, 2015 and December 31, 2015 for Midwest - Patriot Coal, dated December 22, 2015	Yes: hearsay, best evidence	
246	10/12/2015 text message from K. McCoy to T. Clarke	No	(excerpt of VCLF-00123846)
247	10/23/2015 text message from K. McCoy to T. Clarke	No	(excerpt of VCLF-00123846)
248	Oliver Wyman, Actuarial Evaluation of Workers' Compensation Liability as of September 30, 2015 and December 31, 2015 for West Virginia - Patriot Coal, dated January 14, 2016	Yes: hearsay, best evidence	

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
249	VCLF and ERP Responses to First Set of Interrogatories, dated 10/31/2016	No	
250	VCLF and ERP Responses to First Set of Requests for Admission, dated 10/31/2016	No	
251	VCLF and ERP Supplemental Interrogatory Responses to First Set of Interrogatories, dated 11/21/2016	No	
252	Plaintiff's Responses and Objections to Defendants/Counterclaim- Plaintiffs' First Set of Interrogatories, dated 12/12/2016	No	
253	AT&T phone records for T. Clarke, from 10/22/2015 through 10/25/2015	No	
254	[Intentionally blank]		
255	[Intentionally blank]		
256	[Intentionally blank]		
257	[Intentionally blank]		
258	[Intentionally blank]		
259	[Intentionally blank]		
260	[Intentionally blank]		
261	Expert Report of Robert K. Briscoe, WCP, dated 4/17/2018	Yes: hearsay, VCLF's Motion to Exclude Testimony of Robert Briscoe	
262	Screenshots of text messages from M. Moreno to S. Deckoff	No	BDCF-00082153 - BDCF-00082155
263	9/22/2015 Email from J. McCoy to T. Darden re: Fwd: VCLF Patriot Update 9-21-2015	No	(IM0238 - IM0240)
264	9/25/2015 Email from J. McCoy to T. Darden re: Fwd: Patriot - ERP	No	(IM0288)

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
	Business Plan - DRAFT FOR REVIEW		
265	10/14/2015 Email from J. McCoy to G. Chamblee re: Revised Federal 13 Week Cash Plan 10-11-2105	No	(IM0515)
266	10/19/2014 Email from M. Loreman to J. McCoy re: Non-binding proposal to provide marketing services and inventory/receivables financing	No	(IM0630)
267	10/23/2015 Email from M. Collins to J. McCoy re: Message from Tom	No	(IM0691)
268	10/23/2015 Email from M. Loreman to J. McCoy re: call	No	(IM0696)
269	10/23/2015 Email from J. McCoy to S. Mundra, G. Chandak re: Fwd: Non-binding proposal to provide marketing services and inventory/receivables financing	No	(IM0707)
270	10/26/2015 Email from J. McCoy to S. Mundra re: Fwd: Chandak Agreement	No	(IM0730)
271	8/31/2015 Email from R. Ehrlich to S. Deckoff and others	No	BDCF-00018025 - BDCF-00018047
272	9/23/2015 Email from K. McCoy to R. Lattouf	No	BDCF-00026071
273	9/23/2015 Email from G. Shertenlieb to R. Lattouf	No	BDCF-00027981 - BDCF-00027988
274	9/24/2015 Email from D. Tropp to R. Lattouf, M. Patrick	No	BDCF-00028141 - BDCF-00028150
275	9/25/2015 Email from J. Weiss to D. Jones and others	Yes: hearsay, improper lay opinion	BDCF-00030053
276	9/25/2015 Email from R. Ehrlich to T. Clarke	No	BDCF-00034443
277	9/25/2015 Email from T. Clarke to R. Ehrlich	No	BDCF-00038805 - BDCF-00038807

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
278	9/26/2015 Email from R. Lattouf to G. Shertenlieb	No	BDCF-00038811 - BDCF-00038812
279	9/26/2015 Email from R. Lattouf to D. Tropp, M. Patrick	No	BDCF-00038813 - BDCF-00038824
280	9/29/2015 Notes re: Call with John Weiss - John T. Boyd Company - Preliminary Diligence Takeaways on Federal 2 Mine	Yes: hearsay, improper lay opinion	BDCF-00039907 - BDCF-00039914
281	9/29/2015 Email from D. Tropp to R. Lattouf, M. Patrick	No	BDCF-00039968 - BDCF-00039981
282	10/9/2015 Email from K. McCoy to R. Ehrlich	No	BDCF-00043424 - BDCF-00043428
283	10/16/2015 Email from Z. Messenger to R. Ehrlich, R. Lattouf	Yes: hearsay	BDCF-00052217 - BDCF-00052218
284	10/20/2015 Email from Z. Messenger to R. Ehrlich and others	Yes: hearsay	BDCF-00058506 - BDCF-00058507
285	10/20/2015 Email from M. Mueller to A. Harris and others	No	BDCF-00062434 - BDCF-00063388
286	10/21/2015 Email from B. Murphy to R. Lattouf and others	No	BDCF-00066479 - BDCF-00066481
287	10/21/2015 Email from B. Murphy to R. Ehrlich	No	BDCF-00066499 - BDCF-00065502
288	10/21/2015 Email from B. Murphy to J. Kucish	Yes: hearsay	BDCF-00066698 - BDCF-00066702
289	10/21/2015 Email from M. Mueller to S. Hessler and others	No	BDCF-00074349 - BDCF-00075311
290	10/22/2015 Email from B. Murphy to J. Kucish	Yes: hearsay	BDCF-00075675 - BDCF-00075683
291	10/22/2015 Email from B. Murphy to R. Lattouf and others	No	BDCF-00076060 - BDCF-00076062
292	10/22/2015 Email from R. Lattouf to B. Murphy, Z. Messenger	No	BDCF-00076107 - BDCF-00076108
293	10/22/2015 Email from R. Lattouf to B. Murphy, Z. Messenger	No	BDCF-00076111 - BDCF-00076112
294	10/22/2015 Email from Z. Messenger to R. Lattouf, B. Murphy	No	BDCF-00076154 - BDCF-00076157

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
295	10/22/2015 Email from B. Murphy to Z. Messenger, R. Lattouf	No	BDCF-00076212 - BDCF-00076215
296	10/24/2015 Email from R. Ehrlich to T. Clarke	No	BDCF-00077194
297	10/25/2015 Email from P. Potter to A. Harris	No	BDCF-00077219 - BDCF-00077251
298	10/25/2015 Email from P. Potter to A. Harris	No	BDCF-00077254 - BDCF-00077263
299	Screenshot of text message from S. Deckoff to T. Clarke	No	BDCF-00077481
300	R. Lattouf Hand notes	Yes: hearsay, lack of authentication	BDCF-00081969 - BDCF-00081996
301	10/27/2015 Email from P. Potter to R. Kwasteniet	No	KE_BD_0007119 - KE_BD_0007143
302	10/26/2015 Email from E. Monahan to J. Pitts and others	No	PWSP-00074657 - PWSP-00074854
303	9/20/2015 Email from B. Murphy to T. Clarke	No	TEN0019465 - TEN0019467
304	10/22/2015 Email from B. Bennett to T. Clarke	Yes: hearsay	VCLF-00085885 - VCLF-00085889
305	10/2015 McCoy Text messages report	No	VCLF-00123845 (excerpts)
306	K. McCoy Old iPhone Report	No	VCLF-00123846
307	VCLF Privilege Log Excerpts	No	
308	Redline - Gravenhorst Emails - 1:20 pm vs. 2:40 pm	Yes: not authenticated, improper demonstrative evidence, not produced during discovery	
309	Redline - Gravenhorst Emails - 2:04 pm vs. 2:18 pm	Yes: not authenticated, improper demonstrative evidence, not	

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
		produced during discovery	
310	Redline - Gravenhorst Emails 10:24 am vs. 1:20 pm	Yes: not authenticated, improper demonstrative evidence, not produced during discovery	
311	8/17/2015 Email from Debtwire US Alert to R. Ehrlich	No	BDCF-00011893 - BDCF-00011894
312	8/27/2015 Email from P. Laud to R. Ehrlich	No	BDCF-00017930 - BDCF-00017935
313	9/11/2015 Email from B. Murphy to R. Ehrlich	No	BDCF-00018275 - BDCF-00018299
314	9/13/2015 Email from B. Murphy to R. Ehrlich	No	BDCF-00018384 - BDCF-00018385
315	9/15/2015 Email from T. Clarke to S. Deckoff, R. Ehrlich	No	BDCF-00018428
316	9/17/2015 Email from B. Murphy to R. Ehrlich	No	BDCF-00018443 - BDCF-00018449
317	9/19/2015 Email from T. Clarke to R. Ehrlich	No	BDCF-00018463 - BDCF-00018465
318	9/20/2015 Email from R. Ehrlich to T. Clarke	No	BDCF-00018524 - BDCF-00018535
319	9/22/2015 Email from R. Ehrlich to M. Patrick	No	BDCF-00024744
320	9/28/2015 Email from R. Lattouf to T. Clarke	No	BDCF-00038843 - BDCF-00038844
321	9/28/2015 Email from B. Murphy to S. Bremer, K. Dutta	No	BDCF-00039762 - BDCF-00039763
322	10/6/2015 Email from R. Ehrlich to T. Clarke	No	BDCF-00041353
323	10/8/2015 Email from A. Harris to R. Ehrlich and others	No	BDCF-00041445 - BDCF-00041449
324	10/9/2015 Email from R. Ehrlich to S. Deckoff	No	BDCF-00041460

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
325	10/9/2015 Email from J. Weiss to R. Ehrlich and others	Yes: hearsay, improper lay opinion	BDCF-00043990 - BDCF-00043992
326	10/12/2015 Email from P. Potter to A. Harris, R. Ehrlich	No	BDCF-00044230 - BDCF-00044431
327	10/15/2015 Email from B. Murphy to R. Lattouf and others	No	BDCF-00049766 - BDCF-00049944
328	10/19/2015 Email from M. Mueller to R. Ehrlich, R. Lattouf	No	BDCF-00053976 - BDCF-00054200
329	10/21/2015 Email from A. Harris to M. Mueller and others	No	BDCF-00066867 - BDCF-00067019
330	10/21/2015 Email from P. Potter to R. Kwasteniet	No	BDCF-00075478 - BDCF-00075482
331	10/22/2015 Email from R. Ehrlich to G. Shertenlieb	No	BDCF-00077539
332	9/18/2015 through 10/23/2015 text messages between T. Clarke and R. Ehrlich	No	BDCF-00082141 - BDCF-00082151
333	6/25/2015 Order (A) Approving Bidding Procedures and Bid Protections in Connection with the Sales of Certain of the Debtors' Assets, (B) Approving the Form and Manner of Notice, (C) Scheduling Auctions and a Sale Hearing, (D) Approving Procedures for the Assumption and Assignment of Contracts, and (E) Granting Related Relief, <i>In re Patriot Coal Corp.</i> , Case No. 15-32450 (Dkt. No. 406)	No	
334	10/9/2015 Findings of Fact, Conclusions of Law and Order (I) Confirming the Debtors' Fourth Amended Joint Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code and (II) Approving the Fourth Amended Disclosure Statement, <i>In re Patriot</i>	No	

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
	<i>Coal Corp.</i> , Case No. 15-32450 (Dkt. No. 1615)		
335	8/17/2015 Email from L. Thybony to S. Deckoff and others	No	BDCF-00011892
336	8/27/2015 Email from R. Ehrlich to S. Deckoff and others	No	BDCF-00017936 - BDCF-00017944
337	9/13/2015 Email from S. Deckoff to L. Meier	No	BDCF-00018382
338	9/25/2015 Email from R. Ehrlich to S. Deckoff	No	BDCF-00030047 - BDCF-00030048
339	9/28/2015 Email from R. Ehrlich to S. Deckoff and others	No	BDCF-00039797
340	10/9/2015 Email from S. Deckoff to R. Ehrlich, J. Fontana	No	BDCF-00041458
341	10/9/2015 Email from R. Ehrlich to S. Deckoff	No	BDCF-00043973 - BDCF-00043974
342	10/9/2015 Email from R. Ehrlich to S. Deckoff	No	BDCF-00043981 - BDCF-00043982
343	10/9/2015 Email from R. Ehrlich to S. Deckoff	No	BDCF-00044034 - BDCF-00044036
344	10/10/2015 Email from J. Weiss to S. Deckoff	Yes: hearsay, improper lay opinion	BDCF-00044108 - BDCF-00044114
345	10/10/2015 Email from R. Ehrlich to J. Fontana	No	BDCF-00044120 - BDCF-00044122
346	10/11/2015 Email from R. Ehrlich to S. Deckoff	No	BDCF-00044149
347	10/23/2015 Email from R. Ehrlich to S. Deckoff and others	No	BDCF-00076317 - BDCF-00076319
348	10/23/2015 Email from R. Ehrlich to S. Deckoff and others	No	BDCF-00076320 - BDCF-00076323
349	10/24/2015 Email from R. Ehrlich to S. Deckoff	No	BDCF-00077193
350	9/23/2015 Email from R. Lattouf to K. McCoy	No	VCLF-00055060 - VCLF-00055061
351	10/11/2015 Email from K. McCoy to S. Deckoff	No	VCLF-00020278 - VCLF-00020279

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
352	9/14/2015 Email from Z. Messenger to K. McCoy and others	Yes: hearsay	TEN0018566 - TEN0018567
353	10/9/2015 Email from B. Murphy to K. McCoy and others	Yes: hearsay	VCLF-00020154 - VCLF-00020155
354	10/9/2015 Email from K. McCoy to R. Ehrlich and others	No	VCLF-00020153
355	10/12/2015 Email from K. McCoy to R. Ehrlich	No	VCLF-00020408 - VCLF-00020410
356	9/12/2015 Email from K. McCoy to T. Clarke	No	TEN0018503 - TEN0018504
357	9/13/2015 Email from K. McCoy to T. Clarke	No	TEN0018531 - TEN0018533
358	10/6/2015 Email from C. Childers to K. McCoy	Yes: hearsay	VCLF-00020094
359	10/8/2015 Email from K. McCoy to T. Clarke	No	VCLF-00020104
360	10/16/2015 Email from P. Potter to K. McCoy and others	No	VCLF-00175577 - VCLF-00175578
361	10/9/2015 Email from R. Ehrlich to K. McCoy	No	VCLF-00020160 - VCLF-00020161
362	10/19/2015 Email from B. Murphy to K. McCoy	Yes: hearsay	VCLF-00076856
363	10/19/2015 Email from B. Murphy to R. Lattouf	Yes: hearsay	TEN0027959
364	10/11/2015 Email from T. Clarke to Z. Messenger	No	VCLF-00020350 - VCLF-00020351
365	10/19/2015 Email from B. Murphy to K. McCoy	Yes: hearsay	VCLF-00076472 - VCLF-00076478
366	10/23/2015 Email from T. Clarke to K. McCoy, J. McCoy	No	VCLF-00087581 - VCLF-00087582
367	10/28/2015 Email from K. McCoy to T. Clarke	No	VCLF-00102926
368	10/15/2015 Email from D. Baxter to T. Clarke	No	VCLF-00174779 - VCLF-00174780
369	10/23/2015 Email from P. Potter to T. Clarke	No	VCLF-00182962 - VCLF-00182963

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
370	10/25/2015 Email from P. Potter to A. Troop	No	VCLF-00183984 - VCLF-00183986
371	10/21/2015 Email from P. Potter to J. Bernbrock	No	IM-00013301 - IM-00013305
372	Citi Pension Liability Index	Yes: not authenticated, not produced during fact discovery	
373	WV & KY LDFs	Yes: not authenticated, not produced during fact discovery	
374	R. Ehrlich Hand notes	Yes: not authenticated, hearsay	BDCF-00081997 - BDCF-00082140
375	2015 Agreement between The United Mine Workers of America and ERP Federal Mining Complex, LLC	No	VCLF-00137064 - VCLF-00137210
376	11/13/2009 PNC Bank Irrevocable Standby Letter of Credit for Applicant Patriot Coal Corp.	No	BDCF-00066505 - BDCF-00066513
377	5/3/2010 Bank of America Irrevocable Standby Letter of Credit for Applicant Patriot Coal Corp.	No	BDCF-00066514 - BDCF-00066518
378	11/5/2007 Bank of America Irrevocable Standby Letter of Credit for Applicant Patriot Coal Corp.	No	BDCF-00066520 - BDCF-00066526
379	11/6/2007 Fifth Third Bank Letter of Credit for Applicant Patriot Coal Corp.	No	BDCF-00066527 - BDCF-00066528
380	11/5/2007 Bank of America Irrevocable Standby Letter of Credit for Applicant Patriot Coal Corp.	No	BDCF-00066529 - BDCF-00066535

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
381	2/18/2015 Deutsche Bank Irrevocable Letter of Credit for Applicant Patriot Coal Corp.	No	BDCF-00066536
382	3/4/2015 Deutsche Bank Amendment to Irrevocable Standby Letter of Credit	No	BDCF-00066537
383	12/19/2014 Deutsche Bank Irrevocable Letter of Credit for Applicant Patriot Coal Corp.	No	BDCF-00066540 - BDCF-00066542
384	11/5/2007 Bank of America Irrevocable Standby Letter of Credit for Applicant Patriot Coal Corp.	No	BDCF-00066544 - BDCF-00066548
385	10/21/2015 Email from M. Mueller to A. Harris and others	No	BDCF-00075312 - BDCF-00075394
386	10/9/2015 Email from R. Ehrlich to K. McCoy	No	VCLF-00057886 - VCLF-00057892
387	9/22/2015 Email from R. Ehrlich to R. Lattouf	No	BDCF-00025928 - BDCF-00025952
388	10/28/2015 Notice of (I) Confirmation of the Debtors' Chapter 11 Plan of Reorganization, (II) Occurrence of the Effective Date, and (III) Related Bar Dates, , <i>In re Patriot Coal Corp.</i> , Case No. 15-32450 (Dkt. No. 1751)	No	
389	Robert Briscoe Work File	Yes: not authenticated, hearsay, VCLF's Motion to Exclude the Testimony of Robert Briscoe	
390	BDCM website screenshots: Welcome, About Us, Our Values, Our Investment Philosophy, Contact Us	Yes: not authenticated, hearsay, VCLF's Motion to Exclude the Testimony of Robert Briscoe, VCLF's Motion in Limine	

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
391	6/22/2017 Transcript of Hearing on Debtors' Motion for Entry of an Order, <i>In re Patriot Coal Corp.</i> , Case No. 15-32450 (Dkt. No. 2564)	No	
392	6/8/2017 Liquidating Trustee's Motion Seeking Approval to Sell Rights to Contingent Future Surplus Security for Payment of Workers' Compensation Obligations Free and Clear of All Liens, Claims, and Interests, <i>In re Patriot Coal Corp.</i> , Case No. 15-32450 (Dkt. No. 2553)	No	
393	6/27/2017 Order Granting Liquidating Trustee's Motion Seeking Approval to Sell Rights to Payments Relating to Contingent Future Surplus Workers' Compensation, <i>In re Patriot Coal Corp.</i> , Case No. 15-32450 (Dkt. No. 2566)	No	
394	[Intentionally blank]		
395	10/26/2015 Email from B. Murphy to J. Whitney and others	Yes: hearsay	VCLF-00174104 - VCLF-00174110
396	10/15/2015 Email from R. Lattouf to S. Deckoff and others	No	BDCF-00050487
397	9/18/2015 Notice of Filing of Fourth Amended Disclosure Statement for Debtors' Fourth Amended Joint Plan of Reorganization, <i>In re Patriot Coal Corp.</i> , Case No. 15-32450 (Dkt. No. 1333)	No	
398	10/22/2015 Email from P. Potter to R. Kwasteniet	No	VCLF-00085610 - VCLF-00085614
399	8/31/2015 Email from R. Ehrlich to S. Deckoff and others	No	BDCF-00018025 - BDCF-00018047
400	Motion to Dismiss Defendants Kentucky Coal Employers' Self-Insurance Guaranty Fund and the	No	

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
	Commonwealth of Kentucky, Labor Cabinet, Department of Workers Claims, or Alternatively To Transfer Venue To The United States District Court For The Eastern District Of Kentucky And Memorandum In Support, <i>Davis v. Commonwealth of Kentucky</i> , Case No. 16-03348 (Dkt. No. 5)		
401	Response to Loss Portfolio Transfer Offer, dated September 28, 2016, <i>In re Patriot Coal Corp.</i> , Case No. 15- 32450 (Dkt. No. 2376-2)	No	
402	Response to Loss Portfolio Transfer Offer, dated September 29, 2016, <i>In re Patriot Coal Corp.</i> , Case No. 15- 32450 (Dkt. No. 2376-3)	No	
403	10/24/2016 Transcript of Hearing on Debtors' Motion for Entry of an Order, <i>In re Patriot Coal Corp.</i> , Case No. 15-32450 (Dkt. No. 2392)	No	
404	10/22/2015 Email from Z. Messenger to R. Lattouf, B. Murphy	Yes: hearsay	BDCF-00076174 - BDCF-00076177
405	10/23/2015 Email from R. Lattouf to R. Ehrlich	No	BDCF-00076594 - BDCF-00076596
406	9/20/2015 Email from T. Clarke to J. McCoy re: Re: patriot deal	No	
407	9/23/2015 Email from J. McCoy to G. Chamblee re: Re: coal update	No	
408	10/26/2015 Email from T. Clarke to B. Bennett	No	VCLF-00090112 - VCLF-00090114
409	10/26/2015 Email from B. Bennet to T. Clarke	Yes: hearsay	VCLF-00090139
410	9/29/2015 Email from T. Clarke to R. Dombrowski	Yes: hearsay	VCLF-00056183 - VCLF-00056185
411	10/11/2015 Email from R. Dombrowski to T. Clarke	Yes: hearsay	CENTERVIEW_B D_0000050 -

Exhibit No.	Description	VCLF's Objections Other than FRE 402 or 403 (Yes/No)	BegBates and EndBates
			CENTERVIEW_B D_0000052
412	10/3/2015 Email from R. Dombrowski to T. Clarke	Yes: hearsay	AMBD0002267 - AMBD0002268
413	10/24/2015 Email from R. Dombrowski to A. Lee	No	AMBD0003443 - AMBD0003446
414	10/22/2015 Email from T. Clarke to A. Harris	No	BDCF-00076089 - BDCF-00076094

Respectfully submitted,

Dated: May 29, 2018  
McLean, Virginia

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**CERTIFICATE OF SERVICE**

I hereby certify that, on May 29, 2018, I filed the foregoing *VCLF'S Objections to the Trial Exhibits of Black Diamond Commercial Finance, LLC* by uploading it to this Court's CM/ECF system, which will send notification of such filing to all CM/ECF participants, and that I served a copy on opposing counsel of record in this adversary proceeding by email.

/s/ Patrick J. Potter  
Patrick J. Potter